

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:

James David Barnhart
Donna Jean Barnhart
Debtor(s)

Bankruptcy Case No.: 14-11320-TPA
Related to Docket No. 49
Chapter: 13
Docket No.: 72 - 71
Concil. Conf.: April 10, 2018 at 11:00 AM

ORDER

WHEREAS, the Trustee filed and served a *Certificate of Default Requesting Dismissal of Case*, alleging that the Debtor(s) failed to make regular plan payments and are in material default under the plan,

IT IS HEREBY ORDERED that, on or before **March 5, 2018**, Debtor(s) must file *Documentary Proof of Payment* according to the accompanying *Instructions*, together with either:

1. a *Notarized Affidavit or Declaration* under penalty of perjury that states Debtor(s)' current mailing address and includes an explanation of Debtor(s)' failure to comply with the current plan payment and/or a statement setting forth why the Debtor(s) dispute the *Certificate of Default*;

OR

2. a *Notice of Proposed Modification to Confirmed Plan* and an *Amended Plan* to cure the plan defaults. Debtor(s) must make all plan payments in accordance with the *Amended Plan* pending its confirmation. If the Debtor(s) default on such plan payments, and if the Trustee moves for dismissal of this case, the case will be **DISMISSED**, without further notice or hearing.

IT IS FURTHER ORDERED that, if the Debtor(s) elect to file an *Amended Plan*, the Debtor(s) must immediately serve a copy of the *Notice of Proposed Modification to Confirmed Plan*, the *Amended Plan*, and the *Documentary Proof of Payment* on the Chapter 13 Trustee and all parties on the mailing matrix and file a *Certificate of Service* with the Clerk.

On or before **March 19, 2018**, if the Debtor(s) elect to file an *Amended Plan*, all *Objections* must be filed and served on the Debtor(s), Chapter 13 Trustee and any creditor whose claim is the subject of the *Objection*. Any creditor who files a timely *Objection* must appear at the scheduled Conciliation Conference. Untimely *Objections* will not be considered.

On **April 10, 2018 at 11:00 AM** a Conciliation Conference (on plan defaults or the *Amended Plan*) will occur with the Chapter 13 Trustee at Bankruptcy Courtroom, U.S. Courthouse, 17 South Park Row, Erie, PA 16501.

If the Parties cannot resolve all disputes at the conciliation conference, a hearing will be scheduled and orally announced at the conclusion of the conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the conciliation conference to the extent such parties desire more information regarding the outcome of the conciliation conference.

This case will be **DISMISSED WITHOUT PREJUDICE** and no hearing or conference shall take place, unless the Debtor(s) comply fully with this *Order* by filing and serving all of the required items.

Dated: January 19, 2018

cm: All Creditors and Parties In Interest


Thomas P. Agresti, Judge
United States Bankruptcy Court

INSTRUCTIONS FOR DOCUMENTARY PROOF OF PAYMENT

In response to the Trustee's *Certificate of Default Requesting Dismissal of Case*, Debtor(s) must file *Documentary Proof of Payment* that at least one full plan payment has been submitted to the Trustee since the Trustee filed and served the *Certificate of Default*.

The *Documentary Proof of Payment* must include a copy of a money order, cashier's check, earnings statement(s) or pay stub(s) showing payroll or benefit deduction(s) used to make the plan payment.

The *Documentary Proof of Payment* must also include a copy of the Trustee's printout of the Debtor(s)' payment history of receipts (available on the Trustee's website) indicating the amounts and dates of payments received by the Trustee.

Debtor(s)' case name and bankruptcy case number must be included on the payment.

The plan payment must be sent to the Chapter 13 Trustee's lock box bank account addressed to:

Ronda J. Winnecour, Trustee
P.O. Box 84051
Chicago, IL 60689-4002

Certificate of Notice Page 3 of 4
 United States Bankruptcy Court
 Western District of Pennsylvania

In re:
 James David Barnhart
 Donna Jean Barnhart
 Debtors

Case No. 14-11320-TPA
 Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-1

User: lmar
 Form ID: 213

Page 1 of 2
 Total Noticed: 28

Date Rcvd: Jan 19, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 21, 2018.

db/jdb
 cr
 13970530
 13970532
 13970534
 13979360
 13970536
 13979362
 13979363
 13979364
 13970538
 13994515
 13979365
 13970539
 14039363
 13979366

+James David Barnhart, Donna Jean Barnhart, 424 Clinton Court, Meadville, PA 16335-2968
 +WELLS FARGO BANK, N.A., MAC X7801-014, 3476 Stateview Blvd., Fort Mill, SC 29715-7203
 +Comenity Bank / Lane Bryant, Po Box 182789, Columbus, OH 43218-2789
 +Credit Acceptance, Attn: Bankruptcy Dept, 25505 West 12 Mile Road, Suite 3000, Southfield, MI 48034-8331
 +Creditech / Chaly, Attn: Collections, Po Box 99, Bangor, PA 18013-0099
 +Department of Veterans Affairs, PO Box 530269, Atlanta, GA 30353-0269
 +Gm Financial, Po Box 181145, Arlington, TX 76096-1145
 +Jamestown Pharmacy, 121 Liberty Street, PO Box 395, Jamestown, PA 16134-0395
 +Liberty Mutual, 100 Liberty Way, Dover, NH 03820-4597
 +MedCare Equipment Company LLC, PO Box 5029, Greensburg, PA 15601-5058
 +Northwest Physician Associates, 1012 Water Street, Meadville, PA 16335-3468
 #+Penelec, FirstEnergy Corp., 331 Newman Springs Rd., Bldg 3, Red Bank, NJ 07701-6771
 +Phelan Hallinan, LLP, 1617 JFK Boulevard, Suite 1400, One Penn Center Plaza, Philadelphia, PA 19103-1814
 +Saint Vincent Institute, 3530 Peach Street, LL 1, Erie, PA 16508-2768
 +WELLS FARGO BANK, N.A., ATTENTION: BANKRUPTCY DEPARTMENT, MAC # D3347-014, 3476 STATEVIEW BOULEVARD, FORT MILL, SC 29715-7203
 +Wells Fargo Home Mortgage, PO Box 6423, Carol Stream, IL 60197-6423

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

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 13970529
 13988215
 13979358
 13970533
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 13979902
 13970540
 14377786

+E-mail/PDF: acg.acg.ebn@americaninfosource.com Jan 20 2018 02:26:28
 Capital One Auto Finance c/o Ascension Capital Gro, P.O. Box 201347, Arlington, TX 76006-1347
 +E-mail/PDF: AIS.COAF.EBN@Americaninfosource.com Jan 20 2018 02:26:32
 Capital One Auto Finance, 3905 North Dallas Parkway, Plano, TX 75093-7892
 +E-mail/PDF: acg.acg.ebn@americaninfosource.com Jan 20 2018 02:25:58
 Capital One Auto Finance, c/o Ascension Capital Gr, P.O. Box 201347, Arlington, TX 76006-1347
 +E-mail/Text: bankruptcy_notifications@ccsusa.com Jan 20 2018 02:32:26
 Credit Collection Services, Two Wells Avenue, Newton Center, MA 02459-3246
 +E-mail/Text: kcarter@creditmanagementcompany.com Jan 20 2018 02:32:02
 Credit Management Company, 2121 Noblestown Road, Pittsburgh, PA 15205-3956
 +E-mail/Text: bankruptcy@firstenergycorp.com Jan 20 2018 02:31:39 First Energy, Revenue Assurance, 1310 Fairmont Avenue, Fairmont, WV 26554-3526
 +E-mail/PDF: gecsed@recoverycorp.com Jan 20 2018 02:25:54 GE Money Bank / Walmart, Attn: Bankruptcy, Po Box 103104, Roswell, GA 30076-9104
 E-mail/Text: cio.bncmail@irs.gov Jan 20 2018 02:31:03 Department of the Treasury, Bureau of the Fiscal Service, PO Box 1686, Birmingham, AL 35201
 +E-mail/Text: mwetherbee@mmchs.org Jan 20 2018 02:31:59 Meadville Medical Center, 1034 Grove Street, Meadville, PA 16335-2945
 +E-mail/Text: bankruptcydpt@mcmcg.com Jan 20 2018 02:31:30 Midland Credit Management, Inc. as agent for, Asset Acceptance LLC, PO Box 2036, Warren, MI 48090-2036
 E-mail/PDF: cbp@onemainfinancial.com Jan 20 2018 02:25:25 Springleaf Financial Services, Po Box 3251, Evansville, IN 47731
 +E-mail/Text: bkteam@selenefinance.com Jan 20 2018 02:31:01 Wilmington Savings Fund Society, FSB, et al, c/o Selene Finance LP, 9990 Richmond Ave, Suite 400 South, Houston, TX 77042-4546

TOTAL: 12

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

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 cr
 13970531

Selene Finance LP
 Wells Fargo Bank, N.A.
 ##+Commercial Acceptance, 2 West Main Street, Shiremanstown, PA 17011-6326

TOTALS: 2, * 0, ## 1

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update.
 While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

District/off: 0315-1

User: lmar
Form ID: 213

Page 2 of 2
Total Noticed: 28

Date Rcvd: Jan 19, 2018

***** BYPASSED RECIPIENTS (continued) *****

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 21, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 19, 2018 at the address(es) listed below:

Daniel P. Foster on behalf of Joint Debtor Donna Jean Barnhart dan@mrdebtbuster.com,
clarissa@mrdebtbuster.com; fosterlaw@ecf.inforuptcy.com; anne@ecf.inforuptcy.com

Daniel P. Foster on behalf of Debtor James David Barnhart dan@mrdebtbuster.com,
clarissa@mrdebtbuster.com; fosterlaw@ecf.inforuptcy.com; anne@ecf.inforuptcy.com

James Warmbrodt on behalf of Creditor Selene Finance LP bkgroup@kmlawgroup.com
James A. Prostko on behalf of Creditor Wells Fargo Bank, N.A. pawb@fedphe.com,
james.prostko@phelanhallinan.com

Matthew Gregory Brushwood on behalf of Creditor WELLS FARGO BANK, N.A. pawb@fedphe.com
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov

Paul William Cressman on behalf of Creditor Wells Fargo Bank, N.A. pawb@fedphe.com
Ronda J. Winnecour cmecf@chapter13trusteedpa.com

TOTAL: 8